

REVLON

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Seth A. Davis
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Superfund Records Center
SITE: Picillo
BREAK: 11.9
OTHER: _____

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SEMS DocID

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November 20, 1987

United States Environmental Protection Agency
Kenneth E. Wenger
RI Superfund Section
Waste Management Division
JFK Federal Building HSV-1907
Boston, Massachusetts 02203

Re: Picillo Site--Coventry, Rhode Island

Dear Mr. Wenger:

The letter of Merrill S. Hohman dated October 27, 1987, captioned "NOTICE OF POTENTIAL LIABILITY" (the "Letter") has been referred to me for response. I would appreciate your addressing any future correspondence on this matter directly to me.

The Letter notified Revlon of potential liability with respect to the Picillo site, and made certain demands upon us for reimbursement of costs incurred in response to alleged problems at the site. The Letter further stated that "EPA has evaluated a large body of evidence in connection with its investigation of the site, . . ." and that "based on this evidence, EPA has information indicating that [Revlon is] a potentially responsible party with respect to this Site." "Specifically," the letter continued, "EPA has reason to believe that [Revlon is], by contract, agreement, or otherwise, responsible for the disposal, treatment, or transportation for disposal or treatment of hazardous substances found at the facility."

Unfortunately, no further discussion of the facts allegedly in EPA's possession linking Revlon to the Picillo site can be found in the Letter.

Revlon has, on its own behalf and on behalf of its subsidiaries, made it a practice to cooperate with efforts to negotiate voluntary cleanups at hazardous waste sites where it can be shown that we bear a responsibility for such sites. If it can be shown to us that we bear such a responsibility with regard to the Picillo site, we will be pleased to enter into a cooperative effort, along with other parties similarly situated

on an equitable basis, to discuss cleanup actions at the Picillo site. However, the information available to us at this time does not enable us to respond to your request for a commitment. We are unaware of any contact of any Revlon facility with the Picillo site, of any contract or agreement in effect at any time between Picillo and any Revlon entity, or of any indication that waste from any Revlon facility was taken to Picillo.

In order to be able to make a response to your letter, it is imperative that we be informed of the nature and extent of the information upon which EPA has based its belief that Revlon is "a potentially responsible party with respect to this Site." In particular, we request the following information:

1. The volumes and a description of the hazardous substances your records show were delivered to Picillo from Revlon.
2. The total volumes and a description of the hazardous substances delivered to Picillo by other allegedly responsible parties.
3. A description and documentation of the release or threatened releases of hazardous substances or pollutants from Picillo.
4. All information regarding the costs incurred to date, and the proposed remedial and corrective measures referred to in the Letter, including the scope of work, work plans or consultants' reports.
5. Your estimate of the total cleanup cost and any reports or surveys supporting that estimate.
6. A report on the status of negotiations with other PRPs mentioned in the Letter, describing in detail any agreements or settlements that may have been entered into, including the extent to which other PRPs are contributing to clean up or remedial actions at the Picillo site, the extent of any costs reimbursed by other PRPs, and the extent to which EPA has granted covenants not to sue or releases to such PRPs.

Let me reiterate that Revlon remains willing to cooperate in your investigation of the Picillo site. Should evidence show that Revlon bears a share of the responsibility for a situation that poses a threat to health or the environment, we will endeavor to meet that responsibility voluntarily on a basis that is most effective and equitable to all responsible parties. To that end, we stand ready to discuss this matter with your Agency at any time you may deem it appropriate.

Very truly yours,

